



DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING SYSTEMS COMMAND
BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
33000 NIXIE WAY, BLDG 50 Suite 207
SAN DIEGO, CA 92147

5000-110
Ser BPMOW.hmw/183
June 23, 2021

Mr. Jeff Ruch
Public Employees for Environmental Responsibility
962 Wayne Avenue, Suite 610
Silver Spring, MD 20910

Dear Mr. Ruch:

This correspondence is in regard to your Freedom of Information Act (FOIA) request dated May 3, 2021 in which you seek eleven separately enumerated categories of records related to the Hunters Point Naval Shipyard ("HPNS") located in San Francisco, California.

Your request was received in this office on May 4, 2021 and assigned file number DON-NAVY-2021-006290. Please cite this number in any future communications with our office regarding this request. Your requests seeks the following:

- 1) For the proposed RBA near Building 810 –
 - a) All documents discussing and/or purportedly demonstrating why that area would or would not be considered not potentially radiologically impacted.
 - b) All document(s) that include or refer to –
 - i) Alpha/beta and gamma measurements of the potential Building 810 RBA;
 - ii) Any comparison of those measurements to measurements at the submarine pens and/or Finger Piers; and
 - iii) Any discussion or analysis of the appropriateness or lack of appropriateness of using the Building 810 as an RBA, and any documents relating to the justification and reasoning that led to the decision to not in the end use Building 810 as an RBA.
- 2) For the proposed RBA at the concrete pad in Parcel C –
 - a) All documents discussing and/or purportedly demonstrating why that area would or would not be considered not potentially radiologically impacted. This should include all evidence as to when the pad was created.
 - b) All document(s) that include or refer to –
 - i) Parcel C concrete pad alpha/beta and gamma measurements;
 - ii) Any comparison of those measurements to measurements at the submarine pens and/or Finger Piers; and
 - iii) Any discussion or analysis of the appropriateness or lack of appropriateness of using the concrete pad in Parcel C as an RBA, and any documents relating to the justification and reasoning that led to the decision to not in the end use the concrete pad in parcel C as an RBA, for alpha/beta and/or gamma background, and for either or both the submarine pens and Finger Piers.

- 3) For the proposed RBA at the concrete pad near Survey Unit 3 in the submarine pens –
 - a) All documents discussing and/or purportedly demonstrating why that area would or would not be considered not potentially radiologically impacted. This should include all evidence as to when the pad was created.
 - b) All document(s) that include or refer to –
 - i) The alpha/beta and gamma measurements for this proposed RBA;
 - ii) Any comparison of those measurements to measurements at the submarine pens and/or Finger Piers; and
 - iii) Any discussion or analysis of the appropriateness or lack of appropriateness of using this area as an RBA, and any documents that relate to the justification and reasoning that led to the decision to not in the end use this area as an RBA, for alpha/beta and/or gamma background, and for either or both the submarine pens and Finger Piers.
- 4) All documents upon which Field Change Request 4, dated September 26, 2019, included in appendices to the survey reports cited above, was based, or which discuss the findings which led to the Field Change Request. In particular, all documents that form the basis for or otherwise discuss the conflict noted in the Field Change request between the Conceptual Site Model (CSM) and the data from surveys of the proposed RBA (e.g., the Parcel C concrete) and the submarine pens and/or the Finger Piers.
- 5) All documents discussing what action to take given the elevated readings found at the Parcel C concrete pad compared to the Finger Piers and/or submarine pens, and the implications for the presumptions on which the CSM are predicated.
- 6) All documents identifying actions taken or to be taken to investigate the rest of HPNS that had also been declared to be presumptively non-impacted.
- 7) Document(s) establishing the referenced conceptual site model and the document(s) in which the measurements at the prospective RBAs were compared against the CSM, to the extent not included in response to the above document categories.
- 8) Documents showing what search was conducted for other potential RBAs for use in the scoping surveys of the submarine pens and Finger Piers, and why they were rejected.
- 9) Documents discussing the appropriateness or inappropriateness of using as RBAs for these scoping surveys areas within the Superfund Site.
- 10) All document(s) justifying and/or discussing the decision to use gamma investigation levels that are the average static measurement plus three standard deviations.
- 11) All communications between the Navy and the US EPA regarding the scoping surveys of the submarine pens and Finger Piers, and regarding the appropriateness of RBAs that were considered.

Your FOIA request also included a request that all fees be waived. We have evaluated the fee waiver request and have determined that this request is eligible for a waiver.

A letter dated May 20, 2021 provided a final determination on your FOIA request. A search for responsive records has been completed and approximately 364 potentially responsive records have been located. This letter provides the first of multiple phases of release. Today's interim

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release includes six records which are released to you in full. Additional records will be released to you in phases as documents are determined to be responsive to your request.

Please direct any questions concerning this matter to Ms. Meredith Richards, who may be contacted at meredith.richards@navy.mil or (619) 524-1637. You may also contact the DON FOIA Public Liaison, Christopher Julka, at christopher.a.julka@navy.mil, (703) 697-0031. In addition, the Office of Government Information Services (OGIS) provides a voluntary mediation process for resolving disputes between persons making FOIA requests and the Department of the Navy (DON). For more information, go to <https://www.archives.gov/contact>.

Sincerely,

THOMAS L. MACCHIARELLA
Base Closure Manager
By direction of Director